

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

CAREFIRST OF MARYLAND, INC.,
GROUP HOSPITALIZATION AND
MEDICAL SERVICES, INC., CAREFIRST
BLUECHOICE, INC., and CFA, LLC d/b/a
CAREFIRST ADMINISTRATORS, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

JOHNSON & JOHNSON and JANSSEN
BIOTECH, INC.,

Defendants.

Case No. 2:23-cv-00629-JKW-LRL

ORAL ARGUMENT REQUESTED

**DEFENDANTS JOHNSON & JOHNSON AND JANSSEN BIOTECH, INC.’S
MOTION TO DISMISS PLAINTIFFS’ AMENDED CLASS ACTION COMPLAINT**

Defendants Johnson & Johnson and Janssen Biotech, Inc. (collectively, “J&J”) hereby move pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) to dismiss CareFirst of Maryland, Inc., Group Hospitalization and Medical Services, Inc., CareFirst BlueChoice, Inc., and CFA, LLC d/b/a CareFirst Administrators’ Amended Class Action Complaint. In support of its Motion, J&J submits the following:

1. Memorandum of Law in Support of Defendants’ Motion to Dismiss Plaintiffs’ Amended Class Action Complaint and accompanying State Law Claim Appendix.
2. Declaration of Christina Sarchio in Support of Defendants’ Motion to Dismiss Plaintiffs’ Amended Class Action Complaint and accompanying exhibit.

WHEREFORE, J&J respectfully requests that the Court schedule oral argument on its Motion at the Court’s convenience.

WHEREFORE, J&J respectfully requests that the Court dismiss the Amended Class Action Complaint pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) with prejudice.

Dated: March 5, 2024

Respectfully submitted,

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*Counsel for Defendants Johnson & Johnson and
Janssen Biotech, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on March 5, 2024, I caused to be served a copy of the foregoing Defendants' Motion to Dismiss Plaintiffs' Amended Class Action Complaint on all counsel of record via the Court's CM/ECF system.

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